

**CONFERENCE COMMITTEE REPORT
DIGEST FOR ESB 602**

Citations Affected: IC 36-10-11-33.

Synopsis: Local government. CONFERENCE COMMITTEE REPORT FOR ESB 602. Deletes the provision in existing law that prohibits members of the board of managers of the Genesis Convention Center from receiving salaries. Specifies that members of the board of managers shall receive salaries. Specifies that the city council shall by ordinance determine the amount of the salaries. **(This conference committee report: (1) adds the language requiring the payment of salaries; and (2) deletes the proposed changes currently in the bill concerning salary per diems.)**

Effective: July 1, 2005.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 602 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 36-10-11-33 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 33. (a) The fiscal body
- 4 of the lessee shall adopt an ordinance creating a board of five (5)
- 5 members to be known as the "Civic Center Board of Managers". The
- 6 board of managers shall supervise, manage, operate, and maintain a
- 7 building and its programs.
- 8 (b) A person appointed to the board of managers must be at least
- 9 twenty-one (21) years of age and a resident of the lessee governmental
- 10 entity for at least five (5) years. If the lessee is a city, three (3) of the
- 11 managers shall be appointed by the city executive, and two (2) of the
- 12 managers shall be appointed by the city legislative body. If the lessee
- 13 is not a city, all five (5) managers shall be appointed by the fiscal body
- 14 of the lessee. An officer or employee of a political subdivision may not
- 15 serve as a manager. The managers serve for terms of three (3) years.
- 16 (c) Notwithstanding subsection (b), if the lessee is a city, initial terms
- 17 of the managers appointed by the executive are as follows:
- 18 (1) One (1) manager for a term of one (1) year.
- 19 (2) One (1) manager for a term of two (2) years.
- 20 (3) One (1) manager for a term of three (3) years.
- 21 The initial term of one (1) of the managers appointed by the legislative
- 22 body is two (2) years, and the other is three (3) years.
- 23 (d) Notwithstanding subsection (b), if the lessee is not a city, initial

1 terms of the managers are as follows:

2 (1) One (1) manager for a term of one (1) year.

3 (2) Two (2) managers for terms of two (2) years.

4 (3) Two (2) managers for terms of three (3) years.

5 (e) A manager may be removed for cause by the appointing authority.

6 Vacancies shall be filled by the appointing authority, and any person

7 appointed to fill a vacancy serves for the remainder of the vacated term.

8 The managers ~~may not~~ **shall** receive salaries ~~but~~ **and** shall be

9 reimbursed for any expenses necessarily incurred in the performance of

10 their duties. **The fiscal body of the city shall by ordinance determine**

11 **the amount of the salaries to be paid to the managers.**

12 (f) The board of managers shall annually elect officers to serve during

13 the calendar year. The board of managers may adopt resolutions and

14 bylaws governing its operations and procedure and may hold meetings

15 as often as necessary to transact business and to perform its duties. A

16 majority of the managers constitutes a quorum.

(Reference is to ESB 602 as printed April 1, 2005.)

Conference Committee Report
on
Engrossed Senate Bill 602

Signed by:

Senator Riegsecker
Chairperson

Representative Ayres

Senator Rogers

Representative Smith V

Senate Conferees

House Conferees